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**TITLE 405 OFFICE OF THE SECRETARY OF  
FAMILY AND SOCIAL SERVICES**

**Proposed Rule**  
LSA Document #02-121

DIGEST

Amends 405 IAC 1-18-2 to specify Medicaid reimbursement methodology for Medicare cross-over claims. Repeals 405 IAC 1-18-3. Effective 30 days after filing with the secretary of state.

**405 IAC 1-18-2**

**405 IAC 1-18-3**

SECTION 1. 405 IAC 1-18-2, AS ADDED AT 25 IR 2477, SECTION 1, IS AMENDED TO READ AS FOLLOWS:

**405 IAC 1-18-2 Reimbursement of cross-over claims**

**Authority:** IC 12-8-6-5; IC 12-15-1-10; IC 12-15-1-15; IC 12-15-21-2; IC 12-15-21-3

**Affected:** IC 12-15-14

Sec. 2. (a) Cross-over claims filed by ~~nursing facilities~~ **Medicaid providers** are reimbursed as set out in this section.

(b) If the Medicare payment amount for a claim exceeds or equals the Medicaid allowable amount for that claim, Medicaid reimbursement will be zero (0).

(c) If the Medicaid allowable amount for a claim exceeds the Medicare payment amount for that claim, Medicaid reimbursement is the lesser of:

- (1) the difference between the Medicaid allowable amount minus the Medicare payment amount; or
- (2) the Medicare coinsurance and deductible, if any, for the claim.

~~(d) Cross-over claims filed by providers other than nursing facilities are reimbursed as described in section 3 of this rule. (Office of the Secretary of Family and Social Services; 405 IAC 1-18-2; filed Mar 18, 2002, 3:32 p.m.: 25 IR 2477)~~

SECTION 2. 405 IAC 1-18-3, AS ADDED AT 25 IR 2476, IS REPEALED.

***Notice of Public Hearing***

*Under IC 4-22-2-24, notice is hereby given that on July 23, 2002 at 9:00 a.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room 2, Indianapolis, Indiana the Office of the Secretary of Family and Social Services will hold a public hearing on proposed new rules to specify Medicaid reimbursement methodology for Medicare cross-over claims. Copies of these rules are now on file at the Indiana Government Center-South, 402 West Washington Street, Room W451 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.*

John Hamilton  
Secretary  
Office of the Secretary of Family and Social Services